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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ADAN NAVARRO,

Defendant.

CASE NO. 2:21-CR-191-JAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER

DATE: February 8, 2022
TIME: 9:30 a.m.
COURT: Hon. John A. Mendez

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on February 8, 2022.
2. By this stipulation, defendant now moves to continue the status conference until April 5, 2022, at 9:30 a.m., and to exclude time between February 8, 2022, and April 5, 2022, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes over 990 pages of investigative reports and other documents, numerous audio and video recordings, including over 150 wiretapped phone calls, as well as other materials. All of this discovery has been either produced directly to counsel and/or made available for inspection and

1 copying.

2 b) Counsel for defendant desires additional time to review this discovery, conduct
3 factual investigation and legal research, confer with his client regarding his options for
4 responding to the charges, and to otherwise prepare for trial.

5 c) Counsel for defendant believes that failure to grant the above-requested
6 continuance would deny him/her the reasonable time necessary for effective preparation, taking
7 into account the exercise of due diligence.

8 d) The government does not object to the continuance.

9 e) Based on the above-stated findings, the ends of justice served by continuing the
10 case as requested outweigh the interest of the public and the defendant in a trial within the
11 original date prescribed by the Speedy Trial Act.

12 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
13 et seq., within which trial must commence, the time period of February 8, 2022 to April 5, 2022,
14 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
15 because it results from a continuance granted by the Court at defendant's request on the basis of
16 the Court's finding that the ends of justice served by taking such action outweigh the best interest
17 of the public and the defendant in a speedy trial.

18 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
19 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
20 must commence.

21 IT IS SO STIPULATED.

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24 Dated: February 1, 2022

PHILLIP A. TALBERT
United States Attorney

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26 /s/ DAVID W. SPENCER
DAVID W. SPENCER
27 Assistant United States Attorney
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1 Dated: February 1, 2022

/s/ MICHAEL D. LONG

MICHAEL D. LONG
Counsel for Defendant
ADAN NAVARRO

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5 **ORDER**

6 IT IS SO FOUND AND ORDERED this 1st day of February, 2022.
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8 /s/ John A. Mendez

9 THE HONORABLE JOHN A. MENDEZ
10 UNITED STATES DISTRICT COURT JUDGE
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